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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 08-0533 MHP
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER EXCLUDING TIME FROM
v.)	SPEEDY TRIAL ACT CALCULATION
)	(18 U.S.C. § 3161(h)(8)(A))
KILAMANJARO BELL,)	
)	
Defendant.)	

With the agreement of the parties, and with the consent of defendant Kilamanjaro Bell, the Court enters this order documenting defendant's exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(c)(1), from December 8, 2008, to December 22, 2008. The parties agree, and the Court finds and holds, as follows:

1. Defendant agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny defendant's counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, in this case. During the exclusion period, defendant's counsel intends to consult with his client about potential resolutions of this case.

2. Given these circumstances, the Court found that the ends of justice served by

1 excluding the period from December 8, 2008, to December 22, 2008, outweigh the best interest
2 of the public and the defendant in a speedy trial. Id. at § 3161(h)(8)(A).

3 3. Accordingly, and with the consent of the defendant, at the hearing on December 8,
4 2008, the Court ordered that the period from December 8, 2008, to December 22, 2008, be
5 excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

6 IT IS SO STIPULATED.

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8 DATED: December 10, 2008

/s/
WILLIAM M. GOODMAN
Attorney for Defendant

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11 DATED: December 8, 2008

/s/
ANDREW P. CAPUTO
Assistant United States Attorney

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14 IT IS SO ORDERED.

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16 DATED: 12/16/2008

MARILYN H. PATEL
United States District Judge

